

COMBINED DECLARATION AND POWER OF ATTORNEY

As below named inventor, I hereby declare that

This declaration is of the following type:

- ☒ original ☐ design ☐ supplemental  
☐ national stage of PCT  
☐ divisional ☐ continuation ☐ continuation-in-part

My residence, post office address, and citizenship are as stated below next to my name. I believe I am the original, first, and sole inventor (*if only one name is listed below*) or an original, first, and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD OF TRACING DATA TRAFFIC ON A NETWORK

the specification of which:

- ☒ is attached hereto.  
☐ was filed on as Serial No. and was amended on \_\_\_\_\_. (*if applicable*).  
☐ was filed by Express Mail No. \_\_\_\_\_ as Serial No. not known yet, and was amended on \_\_\_\_\_ (*if applicable*).  
☒ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (*if any*).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

COUNTRY	APPLICATION	DATE OF FILING (day,month,year)	PRIORITY CLAIMED UNDER 35 USC 119		
				YES	NO
				YES	NO
				YES	NO
				YES	NO

I hereby claim the benefit pursuant to Title 35, United States Code, § 119(e) of the following United States provisional application(s):

PRIOR U.S. PROVISIONAL APPLICATIONS CLAIMING THE BENEFIT UNDER 35 USC 119(e)	
APPLICATION NO.	DATE OF FILING
60/141,581	June 23, 1999

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120					
U.S. APPLICATIONS			Status (check one)		
U.S. APPLICATIONS	U.S. FILING DATE		PATENTED	PENDING	ABANDONED
1. 0 /					
2. 0 /					
3. 0 /					
PCT APPLICATIONS DESIGNATING THE U.S.			Status (check one)		
PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NOS. ASSIGNED (if any)	PATENTED	PENDING	ABANDONED
4.					
5.					
6.					

DETAILS OF FOREIGN APPLICATIONS FROM WHICH PRIORITY CLAIMED UNDER 35 USC 119 FOR ABOVE LISTED U.S./PCT APPLICATIONS				
ABOVE APPLN. NO.	COUNTRY	APPLICATION NO.	DATE OF FILING (day,month,yr)	DATE OF ISSUE (day,month,yr)
1.				
2.				
3.				
4.				

As a named inventor, I hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Berton Scott Sheppard, Reg. 20922  
James B. Muskal, Reg. 22797  
Dennis R. Schlemmer, Reg. 24703  
Gordon R. Coons, Reg. 20821  
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Noel I. Smith, Reg. 18698  
Katie E. Sako, Reg. 32628  
Daniel D. Crouse, Reg. 32022

I further direct that correspondence concerning this application be directed to LEYDIG, VOIT & MAYER, LTD., Two Prudential Plaza, Suite 4900, 180 North Stetson, Chicago, Illinois 60601-6780, Telephone (312) 616-5600.

I hereby declare that all statements made herein of my own knowledge are true, that all statements made on information and belief are believed to be true, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Melur K. Raghuraman

Inventor's signature Melur K. Raghuraman

Date 1/18/2000

Country of Citizenship: India

Residence: 2527 238th Court NE, Redmond, Washington 98053

Post Office Address: Same as above

Full name of second joint inventor, if any: Venkataraman Ramanathan

Inventor's signature Venkataraman Ramanathan

Date 1/20/2000

Country of Citizenship: India

Residence: 1735 233rd Place NE, Redmond, Washington 98053

Post Office Address: Same as above

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

RAGHURAMAN et al.

For: METHOD OF TRACING DATA  
TRAFFIC ON A NETWORK

DECLARATION OF MELUR RAGHURAMAN UNDER 37 C.F.R. § 1.56

Honorable Commissioner of  
Patent and Trademarks  
Washington, D.C. 20231

Dear Sir:

I, Melur Raghuraman, do hereby declare that:

1. I am an inventor of the invention described and claimed in the accompanying patent application entitled "METHOD OF TRACING DATA TRAFFIC ON A NETWORK" that is being filed concurrently herewith (Attorney Docket No. 202269).


2. The provisional application to which the present application claims priority (U.S. provisional application 60/140,581) contains a paper entitled "NETWORK PERFORMANCE MONITORING IN WINDOWS NT." This paper was presented at the 1998 International Conference on the Computer Measurement Group (CMG) held December 7-11, 1998 in Anaheim, California.

3. At the bottom of the sixth page of the paper identified in paragraph 2 above is a copyright notice dated 1997. THE DATE INCLUDED IN THIS NOTICE IS INCORRECT. The paper was first released to the public at the conference identified in paragraph 2 above. The paper was not made public prior to December 7, 1998.

4. The language in the notice identified in paragraph 3 above was erroneously copied from an unrelated document and the mistake in the copyright notice date went undetected until after the provisional application identified in paragraph 2 above was filed.

I hereby declare that all statements made herein of my own knowledge are true, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1/18/2000  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Melur Raghuraman

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

RAGHURAMAN et al.

For: METHOD OF TRACING DATA  
TRAFFIC ON A NETWORK

**DECLARATION OF VENKAT RAMANATHAN UNDER 37 C.F.R. § 1.56**

Honorable Commissioner of  
Patent and Trademarks  
Washington, D.C. 20231

Dear Sir:

I, Venkat Ramanathan, do hereby declare that:

1. I am an inventor of the invention described and claimed in the accompanying patent application entitled "METHOD OF TRACING DATA TRAFFIC ON A NETWORK" that is being filed concurrently herewith (Attorney Docket No. 202269).


2. The provisional application to which the present application claims priority (U.S. provisional application 60/140,581) contains a paper entitled "NETWORK PERFORMANCE MONITORING IN WINDOWS NT." This paper was presented at the 1998 International Conference on the Computer Measurement Group (CMG) held December 7-11, 1998 in Anaheim, California.

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I hereby declare that all statements made herein of my own knowledge are true, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1/20/2000  
Date

  
Venkat Ramanathan